

Docket No.: 048864-0021

11/26/2008  
11/26/2008  
PATENT



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Application of  
Toshio NORITA, et al.

: Customer Number: 20277  
: Confirmation Number: 9972  
: Group Art Unit: 2622  
: Allowed: July 10, 2008  
: Examiner: AGGARWAL, Yogesh K.

Application No.: 09/405,848

Filed: September 27, 1999

For: THREE-DIMENSIONAL INPUT APPARATUS AND IMAGE SENSING  
CONTROL METHOD

**REQUEST FOR ACKNOWLEDGEMENT OF THE CITED ART**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are in receipt of the Notice of Allowance dated July 10, 2008.

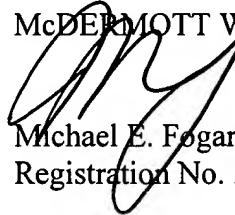
In reviewing the file, it is noted that we have not received acknowledgement of the Information Disclosure Statement and cited art filed January 6, 2005. Enclosed are copies of the Information Disclosure Statement, PTO-1449 and stamped return postcard acknowledgement.

Applicant hereby respectfully requests that:

- (1) the appropriately acknowledged PTO-1449 be furnished to Applicant; and
- (2) the record be clarified to confirm that the cited art has been considered and made of record.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Michael E. Fogarty  
Registration No. 36,139

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 MEF:kh  
Facsimile: 202.756.8087  
**Date: August 5, 2008**

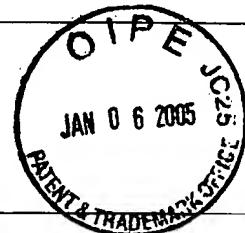
**Please recognize our Customer No. 20277  
as our correspondence address.**

Remarks: TITIT APP. NO. 09/405,848 DATED 09/27/00 PTO 8/2000

Applicant:	Toshio NORITA, et al.		Docket No.	48864-021					
Title:	THREE-DIMENSIONAL INPUT APPARATUS AND IMAGE SENSING CONTROL METHOD			Serial/Reg./Patent No.	09/405,848				
Date Sent:	1/6/2005	<input checked="" type="checkbox"/> Hand Carried	<input type="checkbox"/> Fax	<input type="checkbox"/> Electronic	<input type="checkbox"/> Cert. of Mailing				
<input checked="" type="checkbox"/> Transmittal Letter	<input type="checkbox"/> First Class Mail <input type="checkbox"/> Express Mail No. _____								
<input type="checkbox"/> New Patent App	<input type="checkbox"/> Utility	<input type="checkbox"/> Design	<input type="checkbox"/> Cont.	<input type="checkbox"/> CIP	<input type="checkbox"/> Div. <input type="checkbox"/> PCT <input type="checkbox"/> RCE <input type="checkbox"/> Prov				
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Letter submitting _____ pages of drawings <input type="checkbox"/> Req. for Approval of Drawing Amendments <input type="checkbox"/> Req. for Oral Hearing <input type="checkbox"/> Not. of Appeal <input type="checkbox"/> Appeal Brief <input type="checkbox"/> Reply Brief <input type="checkbox"/> Rule 312 Amendment/Letter <input type="checkbox"/> Req. for Acknowledgement of Cited Art <input type="checkbox"/> Issue Fee <input type="checkbox"/> Publication Fee <input type="checkbox"/> Req. for Certificate of Correction <input type="checkbox"/> Maintenance Fee for _____ years after grant <input type="checkbox"/> Fee Address Indication Form <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Petition to Commissioner <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Other <u>Copy of JP office action</u>								
<input type="checkbox"/> Small Entity	<input type="checkbox"/> Large Entity								
<input type="checkbox"/> Declaration/Power of Attorney									
<input type="checkbox"/> Recordation of Assignment/Security Agreement									
<input checked="" type="checkbox"/> Information Disclosure Statement									
1	Form PTO 1449								
2	copies of cited references								
<input type="checkbox"/> Preliminary Amendment									
<input type="checkbox"/> Response to Missing Parts Notice									
<input type="checkbox"/> Resp. to Notice to Correct App. Papers									
<input type="checkbox"/> Certified Copy of Priority Doc.									
<input type="checkbox"/> Claim for Convention Priority									
<input type="checkbox"/> Response/Amendment to Office Action of									
<input type="checkbox"/> Request for _____ month Extension of Time									
Check for \$		<input checked="" type="checkbox"/> Charge Deposit Acct. 500417\$	0	Atty Init.	GZR	Tkpr. #	4234	Secy. or PL:	TTGrollman

CMS Descrip.: \_\_\_\_\_

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.



Docket No.: 48864-021



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277  
Toshio NORITA, et al. : Confirmation Number: 9972  
Application No.: 09/405,848 : Group Art Unit: 2615  
Filed: September 27, 1999 : Examiner: AGGARWAL, Yogesh K.  
For: THREE-DIMENSIONAL INPUT APPARATUS AND IMAGE SENSING CONTROL  
METHOD

INFORMATION DISCLOSURE STATEMENT

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

CERTIFICATION PARAGRAPH

The undersigned certifies that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement as described in 37 CFR 1.97(e)(1).

Each non-English language reference, listed on the attached PTO-1449, was cited in a corresponding Japanese application office action and its relevance discussed therein. A copy of the office action is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Gene Z. Rubinson  
Registration No. 33,351

600 13<sup>th</sup> Street, N.W.  
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Phone: 202.756.8000 GZR:tlg  
Facsimile: 202.756.8087  
**Date: January 6, 2005**

**Please recognize our Customer No.  
20277 as our correspondence address.**